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6 DOMESTIC VIOLENCE TASK FORCE VIRTUAL MEETING

7 December 15, 2021

8 Held via Webex

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11 PRESENT:

12 Anna Barbara Hantz Marconi, Associate

13 Justice, New Hampshire Supreme Court

14 Susan Carbon, Circuit Court Judge

15 Diane Nicolosi, Superior Court Judge

16 John Yazinski, Circuit Court Judge

17 Mary Barton, Clerk, Circuit Court

18 Merrill Beauchamp, Director, Victim &

19 Witness Program

20 Kathy Beebe, Executive Director, HAVEN NH

21 Kristyn Bernier, Investigator, Belknap

22 County Attorney's Office

23 Steven Endres, Assistant County Attorney,

24 Merrimack County

25 Martha Ann Hornick, Grafton County



1 Attorney

2 Mary Krueger, Attorney, NHLA

3 Lynda Ruel, Director, Office of

4 Victim/Witness Assistance, NH DOJ

5 Scott Hampton, Director, Ending the

6 Violence

7 David Hobbs, Hampton, NH Association of

8 Chiefs of Police

9 Lyn Schollett, Executive Director, New
10 Hampshire Coalition

11 Amanda Grady Sexton, Director of Public
12 Affairs, New Hampshire Coalition

13 Jon Strasburger, New Hampshire
14 Association of Criminal Defense Attorneys

15 Michael Strauss, Attorney, DOVE Program

16 Patricia LaFrance, Attorney, The Black
17 Law Group

18 Betsy Paine, Attorney, CASA NH

19 Pam Dodge, NHBA DOVE Program & 603 Legal

20 Sarah Freeman, Circuit Court

21 Administrator

22 Jean Kilham, Manager, NHJB Domestic
23 Violence Program

24 Erin Jasina, Director, NHLA DV Program

25 Anne Zinkin, Supervisory Law Clerk, NHSC



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1 JUSTICE HANTZ MARCONI: (Audio
2 begins mid-sentence) -- branch's ability
3 to deal with, separation of powers, all
4 that stuff. Some things are going to be
5 short-term, I think, low-hanging fruit,
6 observations people may have made, things
7 we can fix right away.

8 Other things, I think we'll be
9 identifying longer-term projects for the
10 branch to look at and take on over a
11 period of time, things that might involve
12 planning, resources, funding, you name
13 it.

14 Some things, amendments to statutes,
15 legislative function -- so we may be able
16 to, through this process, identify areas
17 of -- where there are gaps, areas where
18 there are improvements that could be
19 made. Some things will be for others to
20 carry on when we're done.

21 So we're looking for opportunities.
22 We're looking for possibilities. We're
23 looking for problems. And I think we
24 will be, at the end of this process,
25 identifying areas for other people, other



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1 groups, other initiatives, other
2 organizations, other sub-working groups
3 in the branch to carry forward.

4 What we're not going to be doing --
5 so you can kind of rest easy. We're not
6 going to be amending the protocols
7 ourselves, amending forms ourselves,
8 doing that kind of thing which involves
9 more capacity, let's say, than we have.
10 We're going to identify problems, and
11 then we're going to recommend that people
12 look to solve those problems.

13 So and I anticipate there may be
14 spin-off efforts, when we are done, that
15 may involve some of you and may involve
16 new people. So we're starting with sort
17 of a core group of various perspectives
18 to try to coordinate, schedule, identify,
19 and hand off, if you will.

20 So and the other thing I've noticed,
21 just putting the task force together,
22 there's a lot of collective experience.
23 There's a lot of collective initiatives,
24 things that people have worked on for
25 many years. And yet there isn't always a



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1 lot of sharing of information. So one
2 thing I hope that comes out of our work
3 is a process for that sharing to continue
4 well beyond our term.

5 So I sent out some documents. I put
6 together --

7 MS. ZINKIN: Can't hear you.

8 JUSTICE HANTZ MARCONI: Really?

9 MS. ZINKIN: Yeah.

10 JUSTICE HANTZ MARCONI: Oh. Anne
11 says she can't hear me. Are the rest of
12 you hearing me? Okay. Good. That's
13 okay. So now Anne's in my office.

14 So I sent out some documents. I
15 sent out some draft --

16 And that may interfere if you keep
17 it on. You've got -- there you go.

18 I took each of the charges. And
19 this was just an effort to get my arms
20 around what we're doing; no pride of
21 authorship. These were just sort of
22 brain dump of issues that in our
23 discussions here at the court, things
24 we've heard from others. I sort of
25 pulled together topics that might fit



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1 within one of the charges.

2 And what I would ask for this group
3 to do is review that. I'm sure you have
4 some thoughts. Add things to the list by
5 email. So here's our process.

6 If you have an experience, a
7 comment, a input, anything, you would
8 email to Anne and Lisa. They're on the
9 group email. If you have a document, if
10 you have a bill that maybe had been
11 considered by the legislature or you have
12 a report from some prior work that you
13 think would be worthwhile to share, then
14 we will -- Anne and Lisa will drop it
15 into the Dropbox. We'll do it by
16 category so that everybody has access to
17 the collective wisdom, if you will.

18 If you have topics that you think
19 bear on discussion under one of these
20 charges, again, no pride of authorship.
21 This is not a complete list. It was just
22 random thoughts that have been floating
23 around. Feel free to email them, and we
24 will add them to the discussion points,
25 if you will.



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1 And I'll get through all this, and
2 then I'll let y'all talk. So in order to
3 finish up by our March 1 deadline, it
4 occurred to me that at least one way of
5 doing this will be to schedule six of
6 these sessions in January so that we have
7 a discussion like this, one per topic
8 area.

9 Prior to that, we can gather from
10 everybody any suggestions, disseminate it
11 so that everyone has a chance, ahead of
12 time, to think, and then we're going to
13 collaborate. And from those six
14 sessions, we should be able to pull some
15 consensus. And then my sort of
16 architects will put it into some set of
17 recommendations that we can then
18 circulate back to the group.

19 So if we do that, we have those six
20 meetings in January. We should be able
21 to work through the report in February
22 and have our recommendations ready in
23 March.

24 We also are able to and, hopefully,
25 will be, if you all agree, scheduling at



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1 least one public hearing here at the
2 court. That will be in person, but we
3 can stream it. I've already received
4 some input from members of the public
5 about the task force, suggestions. So we
6 will have that. And we also are setting
7 up a comment line which will be
8 publicized so that members of the public
9 can participate giving input.

10 And so that is, in a nutshell, how I
11 think we can accomplish what it is we're
12 trying to do. So I would ask, right now,
13 for any thoughts, suggestions,
14 oversights, things I've missed that any
15 of you might have.

16 MS. LAFRANCE: Justice Marconi, I
17 just had a quick clarification question
18 because I noticed the meeting is being
19 recorded. This will be -- all be subject
20 to Right to Know request; is that
21 correct?

22 JUSTICE HANTZ MARCONI: I believe
23 so, yes.

24 Any thoughts about our work plan,
25 our charges, our goals? Yes.



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1 MS. SCHOLLETT: Justice Marconi, hi.
2 It's Lyn Schollett. I have a clarifying
3 question, I guess. I appreciate you
4 laying out a structure for these six
5 meetings in January. And as we look over
6 this initial document that you sent, if
7 there are additional areas, are you
8 asking us to try to align them with one
9 of the existing charges or just send in
10 proposals if there might be other areas
11 that we hope that this committee will
12 look at?

13 JUSTICE HANTZ MARCONI: Luckily, the
14 charge gave us number 7, which is a big,
15 blank piece of paper. And so if there
16 are things that don't fit within any of
17 the other categories -- now, it might
18 mean a seventh meeting, but happy to do
19 that.

20 MS. SCHOLLETT: Thank you.

21 JUSTICE HANTZ MARCONI: Yeah.

22 JUDGE CARBON: Justice Marconi, can
23 you hear me?

24 JUSTICE HANTZ MARCONI: Yes, I can.

25 JUDGE CARBON: Okay, perfect.



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1 Sorry. We're having trouble with the
2 Webex here. The bucket number 7, I would
3 envision as well that we might come up
4 with lots of topics that we're not
5 necessarily going to be fleshing out for
6 the recommendations. But would it be
7 appropriate in bucket number 7, if you
8 will, that we identify topics for future
9 consideration, not necessarily projects
10 here?

11 So I'm seeing Scott, for example.
12 And I know that the Governor's
13 Commission, for a long time, talked about
14 having some kind of state certification
15 or standards, if you will, for better
16 intervention groups.

17 And that might -- it's not something
18 that's listed in here but that we might
19 say, New Hampshire really needs to do
20 this. Would that be an item to include,
21 for example, in bucket number 7, not
22 necessarily that we're going to try to
23 spearhead that but identify an area that
24 does need attention?

25 JUSTICE HANTZ MARCONI: Right. That



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1 is exactly right. So if, again -- if
2 this collective wisdom can identify
3 initiatives, things that aren't
4 necessarily right within the court's
5 direct ability to deal with, but it's
6 something that the state should be
7 looking at, then this will be a public
8 document.

9 It has been -- it is anticipated by
10 the executive and the legislative branch.
11 We can't tell them what to do, but I
12 think we can identify initiatives that
13 need to happen.

14 JUDGE CARBON: Thank you.

15 JUSTICE HANTZ MARCONI: I mean, is
16 the Dropbox sharing of document things --
17 this is technical stuff, but is that --
18 does that work for people, A, and does
19 the idea of contributing if you've got,
20 again, a report, a thought, an outline,
21 an experience that would be helpful,
22 sending it by email, and we'll be able to
23 collect those and then get them out
24 before we discuss each particular group
25 of issues?



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1 So if that works for people, the
2 next thing -- this is the big
3 challenge -- is do we think we can
4 identify and -- well, let me back up. Is
5 4 o'clock a good time? It looks like it
6 from the attendance here. And do we
7 think we can identify six or seven dates
8 in January where we can have a series of
9 these conversations?

10 Okay. What we might do is try to do
11 that by some sort of SurveyMonkey kind of
12 thing, so you can expect to get that from
13 me so that we can find dates that work.
14 And it'll probably be two days a week,
15 and it may be dates that doesn't -- that
16 don't -- dates that do not work for
17 everyone. However, that doesn't mean you
18 can't give input and/or pick and choose.

19 And again, not every topic is
20 something that everybody here is highly
21 invested in, so you certainly can pick
22 and choose the areas that you want to
23 focus in. But it occurred to me that
24 having these group conversations, rather
25 than breaking into subgroups, will be



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1 more efficient.

2 And then as we move from the
3 discussions into the drafting phase, I'm
4 guessing I will be seeking volunteers to
5 work with the drafters on those
6 particular points.

7 So that's kind of the nuts and bolts
8 of how I think we're moving forward. And
9 again, does anyone have anything to offer
10 right now, in terms of content,
11 perspectives, things -- expectations,
12 things you want to talk about, at this
13 point, or anything I'm missing in terms
14 of gathering input?

15 We don't seem to have time to, yeah,
16 go around the state and have lots of
17 hearings. But I do count on this group
18 to sort of resonate through the groups
19 that you're in contact with to gather
20 feedback.

21 Yes?

22 MS. PAINE: Justice, I wanted to ask
23 a clarifying question. Is the Governor's
24 Commission still meeting? Does it still
25 have any -- I don't know. Is it still



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1 functioning, or is it not functioning?

2 Does anyone know?

3 JUSTICE HANTZ MARCONI: I have no

4 idea, but that's a good question.

5 Someone might know.

6 Yes?

7 MS. RUEL: Thank you, Justice Hantz

8 Marconi.

9 Betsy, we have not had a formal
10 lodge meeting. We lack leadership. What
11 we have is a lot of the subcommittees
12 that were under the Governor's Commission
13 still do meet regularly, like protocol
14 conference and committees like that. But
15 we have not had a overall meeting in
16 several years.

17 JUSTICE HANTZ MARCONI: So what I'm
18 hearing is that could be a
19 recommendation.

20 To the extent -- and again, I want
21 to be clear. Our charge is to look at
22 things that are happening in the judicial
23 branch. So to the extent there's
24 something that happens elsewhere, we can
25 note those things. But they aren't



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1 things that we're looking to fix directly
2 through the branch, so -- but this is a
3 really good, collaborative platform to
4 know what else is going on outside of the
5 branch.

6 That's why -- and I think it was
7 David Vicinanzo, who's not here, but you
8 will note that the Attorney General
9 training materials, protocols for
10 prosecutors is noted on the list. That's
11 not something we would deal with, but
12 it's my anticipation that if we were to
13 recommend changes in branch processes,
14 there would be ripples, repercussions in
15 other areas that people would have to
16 align with.

17 So I'm really trying to be aware of
18 the sort of holistic environment we work
19 in but also focus on those things we can
20 do within the branch to facilitate sort
21 of better support for victims-survivors
22 of domestic violence.

23 Yes?

24 MR. ENDRES: Just to clarify, when
25 we're looking at the court practice



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1 involving domestic violence, we're not
2 just focused on 173-B domestic violence
3 hearings; it's the entire process,
4 including prosecution of domestic
5 violence cases?

6 JUSTICE HANTZ MARCONI: We're
7 looking at court proceedings. So we've
8 got domestic violence hearings. We've
9 got the whole process, from the petition
10 through to the end of the 173-B
11 proceeding. We've got civil stalking
12 cases. We've got Superior Court
13 injunctive equitable jurisdiction, which
14 are all, if you look at it, kind of
15 remedies available to individuals in
16 different situations.

17 To the extent there are related
18 criminal prosecutions, I think our charge
19 is to just look at how those intersect
20 but not try to advise on improvements in
21 that arena, except, again, to the extent
22 they intersect and except to the extent
23 that the same victim-survivors are
24 implicated in those cases, so the
25 advocacy, the victim-witness program.



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1 That's why there's a little bit of
2 overlap.

3 So because I know there has been
4 some talk about sort of the
5 interrelationship once a case is resolved
6 in the Circuit Court, in the DV, then if
7 there were linked cases in Superior
8 Court. There's just a little bit -- or
9 in the District Court. There's a little
10 bit of overlap that we might want to
11 discuss.

12 MS. LAFRANCE: Also, I'm sorry.
13 Yeah, I was using the hand-raise
14 function, but I'm not sure that you can
15 see. It's very tiny.

16 I just -- I'm coming from the family
17 law perspective too. There's also the ex
18 parte proceedings that we have in family
19 law. I mean, ideal, sometimes it's ex
20 parte or restraining order. So I think
21 it's important to make sure we're all
22 aware of that process too.

23 JUSTICE HANTZ MARCONI: Right.
24 Which is limited to the sort of marital
25 arena --



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1 MS. LAFRANCE: Right. Which is --

2 JUSTICE HANTZ MARCONI: -- not

3 unmarried parties at this point, right?

4 So but yes, there are those tools, if you

5 will, in the tool belt. And I think that

6 is part of one of the discussions we want

7 to have is what all those tools are, who

8 they apply to, and how best, again, to

9 support a remedy where needed.

10 MS. LAFRANCE: Well, yeah, ex partes

11 are also in parenting cases too, so --

12 JUSTICE HANTZ MARCONI: Yes. And

13 the Violence Against Women Act, as we've

14 sort of thrown out there in some of the

15 documentation, refers to any sort of

16 restraint. So that raises another topic

17 we're going to be talking about,

18 application of court appellate decisions.

19 And that is a broader group of cases than

20 we might have originally anticipated.

21 It's a really lively group. All

22 right. Anything else, clarifying or not?

23 Okay. We will be communicating. Well,

24 you know Anne and Lisa's email contact.

25 I will let you know, if I haven't



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1 already, the -- we just set it up today,
2 the public comment email address. So
3 we'll be taking all that in.

4 I know the holidays are coming up.
5 But if you could take some time to
6 reflect, look at adds, deletions, topics
7 you want included in the various charge
8 discussions, and send in any
9 documentation you think it would be
10 helpful for folks to have.

11 We can do that over the next couple
12 of weeks, get it back out to you, and
13 then we'll be in touch, trying to figure
14 out the best days for these meetings.

15 Yes?

16 MS. HORNICK: Justice Marconi, would
17 it be possible -- I mean, I came on a
18 couple of minutes after 4. I'm Marcie
19 Hornick from the Grafton County
20 Attorney's Office. But I wondered if --
21 I mean, some of you all may know each
22 other from the other interplay of our
23 different agencies. Would it be possible
24 for us to do sort of a go-through and
25 talk about, like, two minutes, who we are



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1 and what we do and that sort of thing? I
2 mean, is that okay?

3 JUSTICE HANTZ MARCONI: Absolutely.
4 I read the roll, probably before --

5 MS. HORNICK: Yes.

6 JUSTICE HANTZ MARCONI: -- you got
7 on. But I think everybody should chime
8 in. I think that's a great idea.

9 MS. HORNICK: Yeah. No, I was here
10 for the roll call.

11 JUSTICE HANTZ MARCONI: Right.

12 MS. HORNICK: Just I was in a
13 meeting with Steve Endres this morning,
14 and --

15 JUSTICE HANTZ MARCONI: Yeah.

16 MS. HORNICK: -- (audio
17 interference) and I have spoken over
18 time, and I know Lynda Ruel and you.
19 But --

20 JUSTICE HANTZ MARCONI: Yeah.

21 MS. HORNICK: Thank you.

22 JUSTICE HANTZ MARCONI: Let's do
23 that. So why don't you tell us about
24 you?

25 MS. HORNICK: Okay. I'm Marcie



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1 Hornick, and I'm the Grafton County
2 Attorney. I'm a former -- excuse me --
3 public defender, until I became a
4 prosecutor.

5 I got very interested in this kind
6 of issue, in part, because -- and I'll
7 just put this out here, and I know
8 that -- and I'm very grateful, Patty
9 (ph.), for your question about FOIA, et
10 cetera. But I was very concerned about
11 the language that I was reading in
12 judges' orders. So that's how I really
13 first got to know Lyn and Amanda. And
14 I'm just -- I'm looking forward to
15 working with this group.

16 JUSTICE HANTZ MARCONI: All right.

17 Patty, since you were just
18 mentioned, why don't you go?

19 MS. LAFRANCE: Hello. Patty
20 LaFrance. I'm in private practice right
21 now, doing mostly family law. I was a
22 prosecutor, a felony prosecutor for
23 sixteen years. I know at least half the
24 people on this committee from my past
25 work. Gosh. I was the chair of the DV



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1 Fatality Review Committee, worked on the
2 training team for Joshua's law back in --
3 oh my God, Amanda and Lyn, was it 2014?
4 Holy moly.

5 Let's see. Like I said, I've been
6 in family law now for over four years.
7 Because of my background, I get a lot of
8 the domestic violence-related cases. The
9 other attorneys just steer those cases
10 towards me.

11 And I have actually been on both
12 sides of the restraining order issue. I
13 have clients who have had restraining
14 orders taken out against them, and I have
15 a lot of clients who take out restraining
16 orders for ex partes.

17 So looking forward to working with
18 everybody, and that's it.

19 JUSTICE HANTZ MARCONI: Okay. And
20 Steve, you've been mentioned, so why
21 don't you jump in?

22 MS. ENDRES: Hello. My name is
23 Steven Endres. I've been a prosecutor
24 for a little over twenty years. I'm at
25 the Merrimack County Attorney's Office



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1 now. And I started my career, actually,
2 in the Rockingham County Attorney's
3 Office, so I've got three years' felony
4 prosecution experience.

5 I was at the Concord City
6 Prosecutor's Office for seventeen years
7 in Circuit Court, doing quite a few
8 domestic violence cases. And I've gotten
9 to know many of you over the years,
10 through that work. I'm excited to be on
11 this committee and happy to be here.

12 JUSTICE HANTZ MARCONI: Great.

13 Judge Carbon, we all know you, but
14 why don't you just give us a thumbnail?

15 JUDGE CARBON: Hi, everybody. I'm
16 really happy to be a part of this effort.
17 I've been on the bench for about thirty
18 years. And going way back to the
19 beginning of the DV work that we've done,
20 I was with Judge Kelly and Betsy and
21 others on creating the first set of court
22 protocols and was on the Governor's
23 Commission on Domestic and Sexual
24 Violence. And I was the first chair of
25 the Fatality Review Committee, way back



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1 in the late '90s.

2 I've also done a lot of work with
3 the National Council of Juvenile and
4 Family Court Judges and chaired the
5 multidisciplinary -- what we call the
6 Burgundy Book or the civil protection
7 order guide that is multidisciplinary on
8 best practices around issuing protective
9 orders, and then was also the director of
10 the Office on Violence Against Women for
11 a couple of years in the early 2020s.

12 Thank you.

13 JUSTICE HANTZ MARCONI: And Scott
14 Hampton, why don't you tell us about you?

15 DR. HAMPTON: There. Now I'm
16 unmuted. Hi. I've also been in the
17 field for a little over thirty years;
18 been doing work with offenders, both
19 domestic violence and sexual assault, and
20 run a visitation center in Strafford
21 County.

22 So I've been involved in the
23 Governor's Commission with the Fatality
24 Review and the Conference Committee and
25 protocols. One of the things that's of



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1 particular interest to me, and I'm hoping
2 I'll be able to contribute a little bit
3 in this direction, is all the stories
4 that I hear from the families I work
5 with, particularly the offenders, about
6 the way they're able to identify cracks
7 in the system. That's actually a term
8 that they've used.

9 And sorry. This is my cat, Sam
10 (ph.). She shows up to a lot of
11 meetings. She's my supervisor.

12 And so I think there are a lot of
13 things about the way forms are written,
14 about to the procedural things, the
15 reliance on -- in terms of granting
16 protective orders that are really focused
17 on abuse that's as defined in the law but
18 doesn't match up really well with
19 dangerousness factors.

20 So I really am eager to be able to
21 take a look at some of that stuff and
22 glad to work with -- I know most of the
23 people on the committee, so really
24 looking forward to and appreciate the
25 opportunity.



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1 JUSTICE HANTZ MARCONI: Great.

2 Thank you.

3 Judge Yazinski?

4 JUDGE YAZINSKI: Well, hello,
5 everyone. Jack Yazinski. I'm the
6 Circuit Court judge in Sullivan County;
7 been on the bench for about twenty years.
8 My desk in my office is still stained
9 from Judge Nicolosi dumping coffee all
10 over it.

11 About six months into my tenure on
12 the bench, I met a woman by the name of
13 Sue (ph.) Carbon. And she and Betsy
14 Paine dragged me into a number of
15 different projects centering on domestic
16 violence, a thing called the Greenbook.
17 I've worked on the protocols.

18 And I was calculating earlier today.
19 I've heard about 3,000 domestic violence
20 cases over the years, so I've gotten a
21 view of many different litigants, many
22 different styles, and many different
23 problems that we encounter in this realm.

24 It has always been an interest of
25 mine. I've worked closely with our local



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1 advocacy group through the years, and I'm
2 happy that you, Justice Marconi, invited
3 me to be on the committee.

4 JUSTICE HANTZ MARCONI: Thank you.

5 I don't know, Michael Strauss, if
6 you want to talk about your colleague
7 David.

8 MR. STRAUSS: Hey, everyone. I'm
9 happy to, as long as you don't tell him
10 what I say. No, just kidding.

11 JUSTICE HANTZ MARCONI:

12 (Indiscernible).

13 MR. STRAUSS: Dave (ph.) asked me to
14 participate on his behalf today, and I
15 think in part because he and I both have
16 worked on behalf of the Coalition to
17 support domestic violence victims. And
18 in our indigent defense work, both at the
19 federal court level and state level, we
20 interface with how the -- the rights of
21 victims and how they are experiencing the
22 judicial system.

23 I think Dave is incredibly
24 passionate about these issues and will
25 muster all of our involvement at Nixon



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1 Peabody to support this, to the extent
2 it's necessary. So I know our firm is
3 happy to be a support here.

4 JUSTICE HANTZ MARCONI: Thank you.

5 Lyn, dive in. Lyn Schollett.

6 MS. SCHOLLETT: Hi, everyone. Lyn
7 Schollett with the New Hampshire
8 Coalition Against Domestic and Sexual
9 Violence. I've been at the Coalition for
10 about eight years. And prior to that
11 time, I was the general counsel for the
12 Illinois Coalition Against Sexual Assault
13 for about seventeen years.

14 The Coalition is the umbrella
15 organization for the twelve community-
16 based crisis centers, one of which is
17 represented here by Kathy Beebe as well.
18 We engage in statewide work, including
19 public policy and administering the funds
20 to the member programs.

21 We also partner frequently with some
22 of the national leaders around crime
23 victim rights, especially the National
24 Crime Victim Law Institute and the
25 national Victims Rights Law Center. So



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1 that's a great perspective for us to have
2 in doing this work.

3 I think one of the things that
4 interests us most in this work group is
5 that at the Coalition, we often hear from
6 victims about their experiences in court.
7 And they often come to us with concerns
8 or experiences that they have that they
9 would like to see resolved. So we are
10 excited about the opportunity to create
11 some avenues for feedback and to look at
12 the processes in the court. So thank you
13 very much.

14 JUSTICE HANTZ MARCONI: Great. And
15 your colleague Amanda. Is she on? Yes.

16 MS. SEXTON: Thank you, Justice. My
17 name is Amanda Grady Sexton. I work with
18 Lyn at the New Hampshire Coalition. And
19 for a little over twenty years now, I've
20 been able to work with many of you to
21 help advance the legal rights of victims
22 within the state legislature, as well as
23 working alongside our federal delegation
24 on federal law.

25 And I'm really happy to be here.



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1 It's very nice to see all of these
2 brilliant minds in one space, and I have
3 a lot of faith that we'll do some great
4 work together, so thank you.

5 JUSTICE HANTZ MARCONI: Excellent.
6 Thank you. All right.

7 How about Kathy Beebe, since you're
8 all in the same arena?

9 MS. BEEBE: Good to see everybody.
10 Like many of you, I've been around in the
11 field for over thirty years, and it's
12 great to be reconvening to do this
13 important work.

14 As Lyn mentioned, I'm the executive
15 director of HAVEN, which is one of the
16 member programs of the Coalition.
17 Because we cover Rockingham and Strafford
18 counties, I'm really interested in this
19 particular task force because we cover --

20 JUSTICE HANTZ MARCONI: I'm having a
21 hard time hearing you. I don't know if
22 anyone else is.

23 MS. BEEBE: Can you hear me now? Is
24 that any better?

25 JUSTICE HANTZ MARCONI: Not really.



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1 If others can hear you, that's good. No.

2 MS. BEEBE: (Indiscernible) shaking
3 heads.

4 JUSTICE HANTZ MARCONI: Sign
5 language, which I happen to know. Don't
6 know that about me, but --

7 MS. BEEBE: So you can't hear me at
8 all?

9 JUSTICE HANTZ MARCONI: A little
10 bit, so go ahead.

11 MS. BEEBE: I was mostly saying that
12 because we cover nine courts in our
13 region, this committee is really
14 important to me because we see so many
15 different things happening in the
16 different courts that we're working with
17 and impact that it's having on domestic
18 violence victims.

19 Thank you for letting me be a part
20 of this. And I will work on my audio for
21 next time.

22 JUSTICE HANTZ MARCONI: Thank you.
23 Kristyn Bernier?

24 INV. BERNIER: Thank you, Justice.
25 Can you hear me?



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1 JUSTICE HANTZ MARCONI: I can hear
2 you. I can't see you, but I can hear
3 you.

4 INV. BERNIER: It's because I don't
5 want you to see the laundry in the
6 background here.

7 JUSTICE HANTZ MARCONI: Yeah.

8 INV. BERNIER: I am Kristyn Bernier.
9 I am currently an investigator with the
10 Belknap County Attorney's Office, which I
11 just took the position in March, after
12 twenty-eight years with the Portsmouth
13 Police Department, twenty-three of them
14 having been as a detective. My areas of
15 specialization are victim-based crimes
16 and predatory behavior.

17 I work -- I think Amanda's on speed
18 dial on a daily basis. I've worked with
19 many of you, Kathy and Patty and Chief,
20 John (ph.) Hampton. I'm very territorial
21 about my cases. I have watched the
22 frustration of victims from the beginning
23 of the case through the system. And it's
24 a passion of mine, making things better
25 for victims, making things safer for



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1 victims.

2 And I cannot tell you how honored I
3 am to have been asked to be on this
4 committee, in a state where I think we
5 truly want to make things better for
6 victims and families. And it is an
7 honor, so thank you.

8 JUSTICE HANTZ MARCONI: Great.
9 Thank you.

10 And Merrill Beauchamp?

11 MS. BEAUCHAMP: Hi. I'm Merrill
12 Beauchamp. I am the director of the
13 Victim Witness Program at the
14 Hillsborough County Attorney's Office.
15 I've been with the County Attorney's
16 Office about thirteen years now. Prior
17 to that, I was with the New Hampshire
18 Department of Corrections in their Victim
19 Services office.

20 And I'm just really thrilled to be
21 working with this wonderful group of
22 people, and I certainly look forward to
23 us accomplishing quite a bit. Thank you.

24 JUSTICE HANTZ MARCONI: Mary Barton.

25 MS. BARTON: Hello, everyone. I'm



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1 Mary Barton. I'm the clerk of the
2 Manchester Circuit Court. I am also very
3 honored to be part of such an impressive
4 group of people.

5 I work here in Manchester with Judge
6 Carbon and a number of other great judges
7 and staff. And I've been the clerk here
8 in Manchester for about fourteen years.
9 So thank you very much.

10 JUSTICE HANTZ MARCONI: Thanks.
11 Chief Hobbs.

12 CHIEF HOBBS: Hi. Good afternoon,
13 everyone. My name's Dave Hobbs. I'm the
14 chief of the Hampton Police Department.
15 I've been here since 1999. I was asked
16 to be part of the committee from Chief
17 Hoebeke from the New Hampshire Chiefs.

18 I'm happy to be a part of it. And
19 I'm hoping I can provide some insight
20 from a law enforcement perspective, but
21 happy to be a part and hoping we can make
22 some good progress here. So thanks for
23 having me.

24 JUSTICE HANTZ MARCONI: Great.
25 Thank you.



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1 Mary Krueger.

2 MS. KRUEGER: Hello. I'm Mary
3 Krueger. I'm a staff attorney at New
4 Hampshire Legal Assistance. We're a
5 statewide nonprofit law firm providing
6 civil legal services to low-income
7 clients on a wide variety of issues
8 related to basic needs and safety.

9 I'm part of our Domestic Violence
10 Advocacy Project, and primarily, I
11 represent victims and survivors in Family
12 Court in 173-B cases and divorce and
13 parenting cases. We screen in cases that
14 are high-lethality cases. So we use a
15 screen-in protocol, and we take our
16 referrals primarily from the domestic
17 violence crisis centers around the state.

18 And we work very closely with the
19 603 Legal Aid, which is the newly formed
20 nonprofit that used to be the Pro Bono
21 Program and the Legal Advice & Referral
22 Center, in coordinating our case referral
23 and acceptance.

24 So I'm really happy to be here and
25 honored to be asked to participate, so



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1 thank you.

2 JUSTICE HANTZ MARCONI: Great.

3 Judge Nicolosi? I think you're
4 muted, maybe.

5 JUDGE NICOLOSI: Yes. I just should
6 start with apologizing for being late. I
7 was actually doing a sentencing in a
8 domestic violence case, and it went
9 longer than I thought. So --

10 JUSTICE HANTZ MARCONI: Yeah.

11 JUDGE NICOLOSI: But I appreciate
12 being asked to be on the committee, and I
13 hope I can bring to it some of the long
14 experience I now have. I think I've been
15 in this field where domestic violence has
16 touched every aspect of my practice and
17 my time on the bench for almost thirty-
18 five years now.

19 And I started my career in the court
20 and at the AG's office. And then for a
21 time, I worked at the Public Defender's
22 as a defense lawyer and ultimately found
23 my way as a marital master, after doing
24 an awful lot of domestic violence in the
25 domestic -- in the marital realm.



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1 Passed briefly over Judge Yazinski's
2 desk, which I'll never stop hearing
3 about, and ended on the Superior Court,
4 which, of course, we continue so much to
5 hear tragic stories about people in our
6 court.

7 So I appreciate being part of this
8 committee, and as a judge, always wish to
9 make it easier for people who are victims
10 to be part of the system and to be heard.

11 JUSTICE HANTZ MARCONI: Great.

12 Thank you.

13 Betsy Paine, who needs no intro --

14 MS. PAINE: Good afternoon.

15 JUSTICE HANTZ MARCONI: Who needs no
16 introduction, but go ahead.

17 MS. PAINE: Thank you. That was
18 very kind. I'm really honored to be part
19 of the group. And I have been working in
20 this field, in various capacities, for
21 thirty years. And currently, I'm at CASA
22 as a senior staff attorney. I have been
23 there for eight years. And obviously,
24 we're very interested in the intersection
25 of family violences, as it applies to the



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1 children in our cases and exposure to
2 domestic violence.

3 I have chaired the Fatality Review
4 Committee of the Governor's Commission,
5 served on the Governor's Commission, and
6 have tried to shepherd the court
7 protocols through various revisions in my
8 time at the Circuit Court, in the twenty-
9 one years I was there and worked on
10 various aspects of how the Violence
11 Against Women Act really impacts state
12 law and the intersection of those two.

13 And I think that may be some of what
14 we will uncover is how some of our
15 efforts to make those two overlays work
16 have created unforeseen consequences that
17 we now have to solve for. That would be
18 just my initial observation. Thank you.

19 JUSTICE HANTZ MARCONI: I think I
20 know where you're coming from.

21 Lynda Ruel.

22 MS. RUEL: Good afternoon. My name
23 is Lynda Ruel. Oh, can you hear me?

24 JUSTICE HANTZ MARCONI: Yes.

25 MS. RUEL: My name is Lynda Ruel. I



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1 am with the Office of Victim/Witness
2 Assistance at the Attorney General's
3 Office. I started my career in the late
4 '80s with the crisis center in Carroll
5 County. That's about as specific as I'm
6 willing to get for dating myself.

7 And I have -- at the Attorney
8 General's Office, in the Office of
9 Victim/Witness Assistance, we are charged
10 with training and protocols. The
11 prosecutor DV protocol is definitely on
12 the board to be the next thing we tackle.

13 I'm very excited to be on this
14 committee, to see several people that
15 I've had the privilege of working with
16 before. And I'm grateful to have the
17 band back together to do this important
18 work. Thank you.

19 JUSTICE HANTZ MARCONI: Excellent.

20 And Jon Strasburger?

21 MR. STRASBURGER: Hi, everyone. I'm
22 Jon Strasburger. I'm a partner at
23 Bossie, Wilson & Strasburger in
24 Manchester. For the better part of
25 twenty years, I've been doing domestic



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1 relations work as well as criminal
2 defense work.

3 So I guess that gives me sort of the
4 unique perspective of having to both
5 regularly represent petitioners in
6 domestic violence matters as well as
7 respondents and dealing with the
8 interplay of how these domestic violence
9 petition matters may affect pending
10 divorces or parenting cases between
11 various parties, as well as the criminal
12 process if there happens to be criminal
13 charges in a particular case.

14 I was honored to be asked to serve
15 on the committee. Several people on the
16 committee, I see, I know. Patty LaFrance
17 and I have cases together from time to
18 time, both being in private practice,
19 doing domestic relations work. And I
20 have had the privilege of appearing in
21 front of Judge Carbon for nearly twenty
22 years.

23 So thank you, and I look forward to
24 serving on the committee.

25 JUSTICE HANTZ MARCONI: Excellent.



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1 And now we have our five working-
2 group -- I am going to call them
3 architects.

4 Pam Dodge, you can jump in, Pam.

5 MS. DODGE: Yes, hi. I'm really
6 happy to be part of this committee and
7 task force. There are so many familiar
8 faces and people I have collaborated in
9 the past to recruit and train attorneys.
10 I've been really, really fortunate to
11 know many of you and have worked with you
12 closely.

13 So I work for 603 Legal Aid as the
14 DOVE Project coordinator. And as Mary
15 mentioned earlier, 603 Legal Aid became a
16 new agency as of June 1st of this year,
17 so we're still in our initial startup.
18 And it's a really exciting process going
19 on right now with our intake and outreach
20 and really helping New Hampshire
21 litigants with centralized intake.

22 So I am really happy to be able to
23 use the experience that I've had over the
24 past twenty years of working with victims
25 of domestic violence through the DOVE



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1 Program, so thank you very much for the
2 honor of working on this group.

3 JUSTICE HANTZ MARCONI: Thank you.

4 Sarah Freeman.

5 MS. FREEMAN: Hi, there. I'm Sarah
6 Freeman. I joined the judicial branch as
7 the Domestic Violence Program manager,
8 but I'm now the Circuit Court
9 administrator, and I supervise a few of
10 our circuit courts and our Domestic
11 Violence Program manager.

12 Prior to joining the branch, I
13 represented survivors of domestic
14 violence, primarily in matrimonial and
15 family law proceedings for the largest
16 victims' services organization in the
17 country, in New York City. And I've done
18 substance misuse policy work, but I
19 started my career as a crisis center
20 advocate up north, so the majority of my
21 career has been focused on issues around
22 domestic violence.

23 JUSTICE HANTZ MARCONI: And Erin

24 Jasina.

25 MS. JASINA: Hi, everyone. I'm Erin



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1 Jasina, and I direct the Domestic
2 Violence Advocacy Project at New
3 Hampshire Legal Assistance.

4 So as Mary said, we represent
5 victims and survivors of domestic
6 violence, sexual assault, and stalking in
7 high-lethality protective order and
8 divorce and parenting cases.

9 And in addition to that, we're also
10 very active in the legislature,
11 supporting or opposing bills affecting
12 victims and survivors. Some of you may
13 see me in the House Children and Family
14 Law Committee. And in addition to that
15 work, I also served two terms on the New
16 Hampshire Family Mediator Certification
17 Board.

18 I recognize a lot of faces. I'm
19 happy to work with the new faces and get
20 to know all of you. And thank you so
21 much for this opportunity to be part of
22 this group.

23 JUSTICE HANTZ MARCONI: And rounding
24 out our team, Jean Kilham.

25 MS. KILHAM: Hi, there. My name is



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1 Jean --

2 JUSTICE HANTZ MARCONI: The woman of
3 the hour.

4 MS. KILHAM: My name is Jean Kilham.
5 I'm the Domestic Violence Program manager
6 for the judicial branch. I've been in
7 this role since July. And prior to this
8 role, I was a prosecutor at the Cheshire
9 County Attorney's Office for over
10 thirteen years. I spent about eight
11 years in Circuit Court and then five in
12 Superior.

13 Since I was a baby prosecutor, I --
14 domestic violence cases were always a
15 special interest of mine. And I look
16 forward to working with you all and
17 working on all that is -- that comes out
18 of this task force.

19 JUSTICE HANTZ MARCONI: Excellent.

20 I told Jean that we were going to be
21 joined at the hip for the next couple of
22 months. So I think she might get tired
23 of me.

24 MS. KILHAM: I'm ready.

25 JUSTICE HANTZ MARCONI: That is it



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1 but for Anne Zinkin, who's here in my
2 office, Supreme Court law clerk and helps
3 keep me and everyone else on track. Been
4 here for, what, twenty years and has a
5 particular affinity in this subject area.

6 So I think we've got a ton of
7 committed people -- at least, that's what
8 I've heard -- and some work ahead of us.

9 Anything else?

10 MS. LAFRANCE: I had a quick
11 clarification question, Justice Marconi.

12 JUSTICE HANTZ MARCONI: Sure.

13 MS. LAFRANCE: You had indicated
14 that we could submit documents prior to a
15 meeting or --

16 JUSTICE HANTZ MARCONI: Yes.

17 MS. LAFRANCE: -- work group we're
18 working with. Just to be clear on
19 redactions, in terms of, say, if we feel
20 we have an order from a court or
21 something, we're redacting, obviously,
22 names. Judges' names too or --

23 JUSTICE HANTZ MARCONI: Well, what's
24 interesting is orders can't be posted.
25 And we'll get into this in more detail,



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1 but the regulation prevents posting
2 identifying information on the internet,
3 the orders by states and tribes. It's
4 kind of interesting.

5 And again, there are probably people
6 with more in-depth knowledge than I. But
7 the cases are not necessarily, from the
8 judicial branch perspective,
9 confidential. They're not confidential
10 case types. The orders are available
11 from the courts.

12 MS. ZINKIN: Statute renders
13 (indiscernible).

14 JUSTICE HANTZ MARCONI: Right.
15 There's no statute that renders them
16 confidential, beyond the federal statute
17 about posting identifying information on
18 the internet.

19 So emailing a document to this group
20 isn't federal statute violation.
21 However, if you want to redact personal
22 information from a client, for example, I
23 mean, that's kind of your call.

24 MS. ZINKIN: Or particularly, since
25 it may be that every (audio



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1 interference) --

2 JUSTICE HANTZ MARCONI: Right.

3 MS. ZINKIN: -- will be publicly
4 available --

5 JUSTICE HANTZ MARCONI: Right.

6 MS. ZINKIN: -- you may want to
7 redact for privacy.

8 JUSTICE HANTZ MARCONI: Right. So
9 our materials may -- I don't know yet.
10 Our materials may be available. So I
11 would, in an abundance of caution, yeah,
12 redact as you normally would for privacy
13 reasons. That make sense?

14 Because the admonition in the
15 Violence Against Women Act, like I said,
16 it really is just -- which is partly why
17 the branch stopped posting on the
18 website, although the cases are not
19 confidential. So anyone could go to
20 court and get the order and, technically,
21 post it somewhere, as long as they aren't
22 a state, tribe, entity, public --
23 government entity.

24 So that is something we'll be
25 looking at a little more in depth, but



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1 for our purposes, you should just follow
2 your own instincts in terms of private
3 information, for sure. That make sense?

4 Okay. Anything else? The cat has
5 something to offer. Yes.

6 All right. Well, we are almost
7 at -- I want to try to keep these
8 meetings to an hour. They may go over
9 fifteen minutes -- don't kill me -- but
10 if we have robust discussion. But we're
11 almost at the end of our hour. So I will
12 thank you all. I am impressed with the
13 wealth of experience we have here, and I
14 think we're going to have a lot of
15 sharing to do, which I think will be
16 great.

17 So I'm excited. Start thinking.
18 Start providing. And you'll be getting
19 some kind of survey from us about dates.
20 That work?

21 Thank you, truly. Goodbye.

22 (End of audio)

23

24

25



1 C E R T I F I C A T I O N

2

3 I, Cheryl Odom, certify that the
4 foregoing transcript is a true and
5 accurate record of the proceedings.

6

7

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9



10 Cheryl Odom (CDLT-186)

11 TTA-Certified Digital Legal Transcriber

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17 Date: March 21, 2022

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